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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jonathan A. Selzer et al.	Atty. Docket No.:	25614-04A
Serial No.: 10/757,876	Art Unit:	1635
Filed: January 14, 2004	Examiner:	M. Qiuwen
Title: ALL NATURAL FLAVOR ENHANCERS FOR GREEN TEA BEVERAGES AND DENTAL HYGIENE PRODUCT		

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF DR. JONATHAN A. SELZER AND CORNELIA D. VASILE

We, Dr. Jonathan A. Selzer and Cornelius D. Vasile, hereby declare the following:

1. We are the named inventors on the above noted patent application.
2. I, Dr. Jonathan A. Selzer, am an employee of Herbasway Laboratories, LLC. Cornelius D. Vasile was an employee of Herbasway Laboratories, LLC, and is no longer employed there.
3. We conceived of and reduced to practice the invention claimed in our application Serial No. 10/757,876, prior to May 17, 2003.
4. Attached hereto as Exhibit A is a formula sheet for a product containing:

Green Tea Extract
Lo Han Extract
Chinese Licorice Extract
Stevia Extract
Kudza Root Extract
Lotus Leaf Extract
Glycerin

Dec-14-2006 10:34 From-CARMODY & TORRANCE
From:WILMER UNTIL WILMER

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ANSWER

REUS

Serial No.: 10/757,876
Filed: January 14, 2004

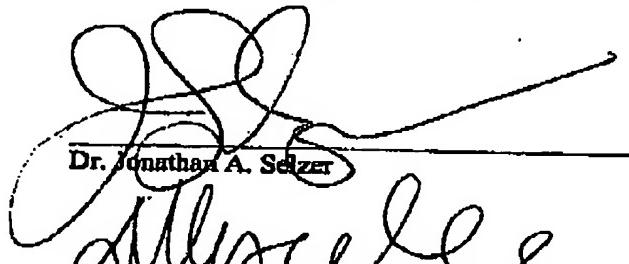
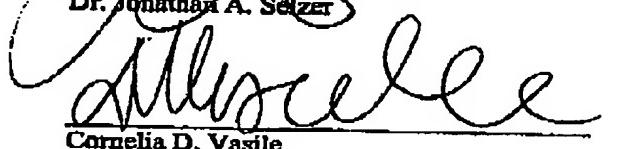
Art Unit:
Examiner:

1655
M. Qiuwen

Lemon Flavor
Water

The date of this document is prior to May 17, 2003, however the date and specific identifying information has been redacted.

5. We hereby disclose that all statements made herein of our own knowledge as true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements so made are punishable by fine, imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Dr. Jonathan A. Selzer

Cornelia D. Vasile

Dec-14-2006 10:34

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EXHIBIT A

PRODUCTION SHEET

HerbaSwa! Laboratories